

CERTIFICATE OF MAILING

I hereby certify that this TRANSMITTAL is being deposited with the U.S. Postal Service, with sufficient postage, as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on this 20th day of September, 2004.

Typed or Printed name of person signing this certificate:

Wendy A. Frick

Signed: _____

Wendy A. Frick

Customer Number

24024

1614
JFW



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Schneider, et al.

) Examiner: Not yet assigned

Serial No.: 10/045,673

) Art Unit: 1614

Filed: November 9, 2001

For: **AGENTS AND METHODS FOR
PROMOTING BONE GROWTH**

) Attorney Docket No.: 25080/04000

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

TRANSMITTAL OF SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

Transmitted herewith are the following:

1. Supplemental Information Disclosure Statement;
2. Form PTO-1449;
3. 11 References;
4. A check in the amount of \$180.00; and
5. A Return Receipt Postcard.

It is believed that no further fee is required relating to the filing of this Supplemental Information Disclosure Statement. If this is not the case, the Patent Office is hereby authorized to charge any related fee to Deposit Account No. 03-0172. A duplicate copy of this sheet is attached.

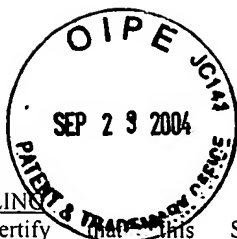
Respectfully submitted,

Date: _____

September 20, 2004

By: _____

Pamela A. Docherty
Pamela A. Docherty, Reg. No. 40,591
(216) 622-8416



CERTIFICATE OF MAILING

I hereby certify that this SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT is being deposited with the U.S. Postal Service, with sufficient postage, as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on this 20th day of September, 2004.

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Attorney Docket No.: 25080/04000

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P.O. Box 1450

Alexandria, Virginia 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

This information disclosure statement is being filed after the mailing of a first Office Action on the merits. Applicants wish to disclose the following information:

REFERENCES

- ☒ The Applicants wish to make of record the references listed on the attached Form PTO-1449. copies of the listed references are attached, where required, as are either statements of relevancy or any readily available English translations of pertinent portions of any non-English language references.
- ☒ Listed on the attached PTO form 1449 is information known to persons substantively involved in the preparation of the application identified above, and is not a representation that more pertinent information does not exist.
- ☒ The identification of any information herein is not intended to be, and should not be understood as being, an admission that such information, in fact, constitutes "prior art" within the meaning of applicable law. The "prior art" status of any information is a matter to be resolved during prosecution.

CERTIFICATION

- ☐ Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.
- ☐ No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR § 1.56(c) more than three months prior to the filing of this statement.
- ☐ This information disclosure statement is being filed within three months of the filing of the within application and/or prior to a first Office Action on the merits being allowed.

PETITION

- ☒ Applicants hereby request consideration of the attached information.

DEPOSIT ACCOUNT

- ☒ A check is attached in the amount of \$ 180.00 required under 37 § 1.17(p).
- ☒ It is not believed that any fee is required relating to the filing of this information disclosure statement. If this is not the case, the patent office is hereby authorized to charge any related fee to **Deposit Account No. 03-0172**.

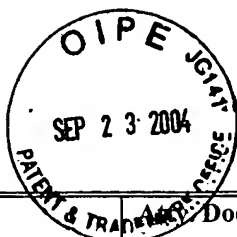
Respectfully submitted,

Date:

September 22, 2004

By:

Pamela A. Docherty
Pamela A. Docherty, Reg. No 40,591
(216) 622-8416



Subst. Form PTO-1449	Applicant's Information Disclosure Statement	Docket No.: 25080/04000	Serial No.: 10/045,673
		Applicant: Schneider, et al.	
		Filing Date: November 9, 2001	Group: 1614

U.S. PATENT DOCUMENTS

Initial*	Document No.	Date	Name	Class	Subcl.	Filing Date
AA						
AB						

FOREIGN PATENT DOCUMENTS

	Document No.	Date	Country	Class	Subcl.	Translation?
AC						
AD						

OTHER PRIOR ART

AE	Abstract - "The Effects of a Group of Novel Anabolic Peptides on Bone Density and Bone Strength in Adult Rats" by Schneider, et al., <u>J. Bone & Mineral Research</u> , 2003, Vol. 18 (Suppl. 2) p. S275.
AF	Abstract and Poster Presentation - "The Effects of Novel Anabolic Peptides on Bone Density and Bone Strength in Adult Rats" by Schneider, et al., ASBMR 25th Annual Meeting, September 19-23, 2003, Minneapolis, Minnesota.
AG	Abstract F513 - "The Anabolic Effect of Vitamin D Binding Protein-Macrophage Activating Factor (DBP-MAF) and a Novel Small Peptide on Bone" by Schneider, et al., <u>Journal of Bone and Mineral Research</u> , 2001 Program and Abstracts, Twenty-Third Annual Meeting of the Society for Bone and Mineral Research, Phoenix Civic Plaza, Phoenix, Arizona October 12-16, 2001.
AH	Abstract M26 - "A Novel Anabolic Peptide Activates Osteogenic Expression in Rat Stromal Cells" by Schneider, et al., The American Society for Bone and Mineral Research (ASBMR) May 24-25, 2004, Hyatt Regency Bethesda, Bethesda, Maryland.
AI	Poster Presentation - "A Novel Anabolic Peptide Activates Osteogenic Expression in Rat Stromal Cells" by Schneider, et al., The American Society for Bone and Mineral Research (ASBMR) May 24-25, 2004, Hyatt Regency Bethesda, Bethesda, Maryland.
AJ	Abstract - "pQCT Analysis of the Anabolic Effects of a Group of Novel Small Peptides on Bone in Intact Adult Rats" by Schneider, et al., <u>J. Bone & Mineral Research</u> , 2002, Vol. 17 (Suppl. 1), p. S377.
AK	Poster Presentation - "pQCT Analysis of the Anabolic Effects of a Group of Novel Small Peptides on Bone in Intact Adult Rats" by Schneider, et al.
AL	"Effect of Pharmaceutical Bone Growth Stimulation with Novel Anabolic Peptides: Biomechanical and Bone Density Measurements in a Rat Model" by Askew, et al, Proceedings of IMECE'03, 2003 ASME International Mechanical Engineering Congress & Exposition, Washington, D.C., November 16-21, 2003.
AM	Abstract - "The Anabolic Effect of Vitamin D Binding Protein-Macrophage Activating Factor (DBP-MAF) and a Novel Small Peptide on Bone" by Schneider, et al., <u>J. Bone & Mineral Research</u> , 2001, Vol. 16 (Suppl. 1), p. S231.
AN	Poster Presentation - "The Anabolic Effect of Vitamin D Binding Protein-Macrophage Activating Factor (DBP-MAF) and a Novel Small Peptide on Bone" by Schneider, et al.
AO	"The Anabolic Effects of Vitamin D-Binding Protein-Macrophage Activating Factor (DBP-MAF) and a Novel Small Peptide on Bone" by Schneider, et al., <u>Critical Reviews in Eukaryotic Gene Expression</u> , 13(2-47):277-284 (2003).

Examiner:

Date Considered:

*EXAMINER: Initial if reference considered, whether or not citation is in conformation with MPEP 609; draw line through citation if in conformance and not considered. Include copy of this form with next communication to applicant.